

UNITED STATES DISTRICT COURT  
DISTRICT OF MASSACHUSETTS

U.S. DISTRICT COURT  
DISTRICT OF MASSACHUSETTS  
CLERK'S OFFICE

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Andrea Brooks,  
Plaintiff

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v.

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New Hampshire Family Court, 9th Circuit  
And William Albert D'Errico, Jr.,  
Defendants

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Civil No. 17-cv-40049-TSH

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**MEMORANDUM OF LAW**  
**PLAINTIFF'S MOTION**  
**FOR PRO SE RIGHTS**

Pro Se pleadings are to be construed liberally and expansively, affording them all opportunity in obtaining substance of justice, over technicality of form.

Maty v. Grasselli Chemical Co., 303 US 197 (1983);

Picking v. Pennsylvania Railroad Co., 151 F.2d 240 (3rd Cir. 1945);

Jenkins v. McKeithen, 395 US 411, 421 (1959);

Haines v. Kerner, 404 US 519, 520-21, 92 S.Ct. 594, 596, 30 L.Ed.2d 652 (1972);

Cruz v. Beto, 405 US 319, 322, 92 S.Ct. 1079, 1081, 31 L.Ed.2d 263 (1972);

Puckett v. Cox, 456 F. 2d 233 (6th Cir. 1972);

If the court can reasonably read the submissions, it should do so despite failure to cite proper legal authority, confusion of legal theories, poor syntax or sentence construction, or a litigant's unfamiliarity with particular rule requirements.

Boag v. MacDougall, 454 US 364, 102 S.Ct. 700, 70 L.Ed.2d 551 (1982);

Estelle v. Gamble, 492 US 97, 106, 97 S.Ct. 285, 50 L.Ed.2d 251 (1976);

Quoting Conley v. Gibson, 355 US 41, 45-46, 78 S.Ct. 99, 2 L.Ed.2d 80 (1957);

Haines v. Kerne, 404 US 519, 92 S.Ct. 594, 30 L.Ed.2d 652 (1972);

McDowell v. Delaware State Police, 88 F.3d 188, 189 (3rd Cir. 1996);

United States v. Day, 969 F.2d 39, 42, (3rd Cir. 1992);

Then v. I.N.S., 58 F.Supp.2d 422, 429 (D.N.J. 1999);

When interpreting pro se papers, this Court is required to use its own common sense to determine what relief that party either desires, or is otherwise entitled to.

S.E.C. v. Elliott, 953 F.2d 1560, 1582 (11th Cir. 1992);

United States v. Miller, 197 F.3d 644, 648 (3rd Cir. 1999) (court has special obligation to construe pro se litigant's pleadings liberally);

Poling v. K. Hovnanian Enterprises, 99 F.Supp.2d 502, 506-07 (D.N.J. 2000)

Respectfully Submitted,



Andrea Brooks (pro se)

July 25 2017